

REMARKS

Claims 1-15 are now pending in the application. Claims 1-18 stand rejected. Claims 16-18 have been cancelled. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the amendments and remarks contained herein.

REJECTION UNDER 35 U.S.C. § 112

Claims 1 and 10 stand rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the enablement requirement. Applicant has amended these claims to overcome this rejection. Reconsideration and withdrawal of this rejection are respectfully requested.

REJECTION UNDER 35 U.S.C. § 103

Claims 1, 2, 4-9, 16 and 17 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Mitchell (U.S. Pat. No. 6,529,706) in view of Dimitrijevic et al. (U.S. Pat. No. 5,978,363, hereinafter Dimitrijevic). Claims 10-15 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Mitchell in view of Dimitrijevic, and further in view of Barbas (U.S. Pat. No. 6,256,315, hereinafter Barbas). These rejections are respectfully traversed.

At the outset, Applicant notes independent claims 1 and 10 have been amended to include "the policy algorithm [executed] to prioritize the content according to the rules from the database and transmit the prioritized contents via satellite communications to the content delivery system." Applicant respectfully submits this feature was described in the specification as filed and thus is not new matter. Applicant further submits that

the combination of Mitchell and Dimitrijevic fails to teach Applicant's invention as claimed.

Mitchell appears to suggest merely the use of a telephone system 120 with a modem to request Internet services for an aircraft. (Col. 4). Mitchell, however, appears to fail to disclose or teach the use of only satellite communications to request and receive content for a mobile platform as claimed. In addition, neither Dimitrijevic nor Barbas appear to teach or suggest the use of satellite communications to transmit content from a ground station to a mobile platform as claimed. Accordingly, Applicant submits independent claims 1 and 10 are patentable and in condition for allowance. In addition, as claims 2, 4-9, and 11-15 depend from independent claims 1 or 10, these claims are also believed to be in condition for allowance. As claims 16 and 17 have been cancelled, the rejection as to these claims have been rendered moot. Reconsideration and withdrawal of these rejections are respectfully requested.

Claim 3 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Mitchell in view of Dimitrijevic, and further in view of Barbas et al. Claim 18 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Mitchell in view of Dimitrijevic, and further in view of Barbas. These rejections are respectfully traversed.

Applicant notes claim 3 depends from independent claim 1. As stated previously, Applicant believes claim 1 is patentable and in condition for allowance. Accordingly, Applicant believes claim 3 is also patentable and in condition for allowance. With regard to claim 18, Applicant notes this claim has been cancelled, and thus the rejection to this claims has been rendered moot. Reconsideration and withdrawal of these rejections are respectfully requested.

CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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